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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application

PATENT APPLICATION

Inventor(s): Leisa Johnson)
Ali Fattaey)
Terry Hermiston)
SC/Serial No.: 09/714,409)
Filed: November 14, 2000)
Title: An Oncolytic Adenovirus)

DECLARATION FOR PATENT APPLICATION
AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

AN ONCOLYTIC ADENOVIRUS

the specification of which (check applicable ones):

☒ Claims priority from U.S. Provisional Application No. 60/165,638, filed on November 15, 1999.

☒ was filed with the above-identified "Filed" date and "SC/Serial No."

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the examination of the application in accordance with Title 37, Code of Federal Regulations, §1.56.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of

the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint Gregory Giotta, Reg. No. 32,028 and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

(1) Full name of sole
or first inventor: Leisa Johnson
(1) Residence: 574 Francis Drive, Lafayette, CA 94549
(1) Citizenship: US
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(1) Date: 9/10/01

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joint inventor: Ali Fattaey
(2) Residence: 3107 Washington Street, San Francisco, CA 94115
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(2) Inventor(s) signature: Ali Fattaey
(2) Date: 7/28/01

(3) Full name of second
joint inventor: Terry Hermiston
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(3) Inventor(s) signature: Terry Hermiston
(3) Date: 9/19/01
